DPE

PTO/SB/21 (09-04) Approved for use through 07/31/2006 OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond to a collection of information unless it displays a valid OMB control number. ork Reduction Act of 1995, no persons TRADEM Application Number 10/622,370 TRANSMITTAL Filing Date 7/18/2003 First Named Inventor FORM VELLA et al. Art Unit 2176 Examiner Name Peter J. Smith (to be used for all correspondence after initial filing) Attorney Docket Number 021572-000210US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC 1 Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer Extension of Time Request below): Postcard Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Please apply any appropriate charges or credits to Deposit Account No. 50-3000 Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Trellis Intellectual Property Law Group, PC Signature Printed name Brian N. Young

## I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Typed or printed name Sherry Sutterfield Date October 5, 2006

Reg. No.

48.602

Date

October 5, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1 11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Application No. 10/622,370 Trellis Ref.: 021572-000210US



Date: October 5, 2006

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Appl. No.

10/622,370

Applicants

VELLA et al.

Filed

July 18, 2003

Title

Electronic Messaging Synchronized to Media Presentation

TC/A.U.

2176

Examiner

Peter J. Smith

Docket No.

021572-000210US

Confirmation:

4363

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## RESPONSE TO NON-COMPLIANT AMENDMENT

## Examiner:

A supplemental amendment with these changes was filed on July 12, 2006; however in response to the Notice of Non-Compliant Amendment mailed September 5, 2006, the supplemental amendment has been resubmitted as follows:

Amendments to the Specification: None

Amendments to the Claims are shown in the listing of claims which begins on page 2 of this paper.

Amendments to the Drawings: None

Remarks/Arguments begin on page 10 of this paper.